

REMARKS

Introductory Comments:

The Drawings were objected to for claiming emitters coupled to a platform rather than a support. The Applicant has amended the claims to comply, but traverses the rejection. The specification clearly states that the support system is coupled to the mount which is coupled to the platform. Therefore, coupling to the support would also be coupling to the platform as claimed. The claim was amended to facilitate substantive prosecution. The specification was objected to in a similar manner. The amendment to claim 16 applies to this as well, as does the aforementioned traversal.

In Response To The Claim Rejections:

Claim 17 has been amended to remove any 35 USC 112, second paragraph issues.

With regard to the 35 USC 102(b) anticipation by Perry et al (US 6,236,709) the Applicant respectfully traverses the Examiner's rejection based on the above amendments and the following argument. Perry fails to teach sequentially activating the emitters on the arc. Rather Perry purposely utilizes all at one for intensity readings. Furthermore, Perry fails to disclose generating adjustment signals based on parameters of patient tissue and adjusting the position of the platform relative to these parameters. The mere teaching of a conveyor belt moving an object past an x-ray in no way teaches or suggests moving a platform position relative to x-rays based on patient tissue parameters. Reconsideration is requested. The present invention modifies platform position based on patient tissue in order to optimize x-ray results in differing tissues. This is not taught or accomplished by the horizontal pass-through belt of Perry.

With regard to the 35 USC 103(a) rejections of claim 18, the Applicant respectfully requests reconsideration based on the aforementioned insufficiency of Perry to anticipate the underlying claims.

Conclusion:

The Applicant would like to thank the Examiner for recognition of the allowable material and asserts the application is now in proper condition for allowance. A Petition for Extension of Time (two months) accompanies this paper. Please charge any fees required in the filing of this amendment to Deposit Account 04-1061 in the name of Dickinson Wright PLLC.

Should the Examiner have any further questions or comments, please contact the undersigned.

Respectfully submitted,

DICKINSON WRIGHT PLLC

By: 

Thomas E. Donohue
Reg. No. 44,660
38525 Woodward Avenue
Suite 2000
Bloomfield Hills, MI 48304
(248) 433-7221 (Direct)
(248) 433-7200 (Main)
(248) 433-7274 (Fax)

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